IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.664 OF 2006

Smt. Saraswati Maruti Dabholkar ..Petitioner.

Vs.

Govind Bhagoji Gaikar
since deceased through his legal heirs ..Respondents.

....

Mr. V.S. Talkute for the Petitioner.

CORAM: DR.D.Y.CHANDRACHUD, J.

10th April, 2006.

P.C. :

In as much as revenue proceedings are not conclusive on questions of title, it would always be open to the Petitioner to institute a substantive suit on title. The Petitioner would be at liberty to do so. In the circumstances, no case for interference under Article 227 is made out. The Petition is dismissed.

The Court has been informed that the Petitioner has already filed a suit for an injunction where an interim injunction operates in favour of the Petitioner.